

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

KEVIN J. BAURER,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of
Social Security,

Defendant.

No. CV06-6291-HU

OPINION AND ORDER

MOSMAN, J.,

On July 13, 2007, Magistrate Judge Hubel issued Findings and Recommendation ("F&R") (#20) in the above-captioned case recommending the Commissioner be affirmed and the case dismissed. No objections were filed.

The magistrate judge makes only recommendations to the court, to which any party may file written objections. The district court is not bound by the recommendations of the magistrate judge, but retains responsibility for making the final determination. Where objections have been made, I conduct a *de novo* review. 28 U.S.C. § 636(b)(1)(C). However, I am not required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge to which no objections are made. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

Upon review, I agree with Judge Hubel' recommendation, and I ADOPT the F&R as my own opinion.

IT IS SO ORDERED.

DATED this 10th day of September, 2007.

/s/ Michael W. Mosman
MICHAEL W. MOSMAN
United States District Court